

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 08-07-01**

Date Published: June 26, 2008
For Work Week Commencing: June 30, 2008
Commission Meeting: July 1, 2008, 9:00 a.m.

General Introduction *This agenda is the Commission's Utility Division agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.*

Place of Meetings *All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

Live webcast *Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

Inquiries *General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.*

Accommodation for Persons with Disabilities *Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.*

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. Qwest Communication Corporation N2008.6.60 (Scott)

On June 13, 2008, Qwest Communication Corporation (QCC) filed Tariff Transmittal QCC08-4. The purpose of this filing is to introduce Switched Digital Service, this product provides the ability to manage voice and data in 64 Kbps. This filing also introduce a Competitive Discount Program to gain New business customers who sign a term agreement with Qwest, or retain Customers who are nearing the end of their current Qwest term agreement. Probable motion: Approve QCC's tariff transmittal QCC08-4 in Docket N2008.6.60.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. Regional Oversight Committee's multistate collaborative review of Qwest's performance assurance plan (s) – Approve Montana's participation in and funding of the ROC QPAP review. (7/1/08)
2. D2008.4.33 – Qwest Corporation and Bandwidth.com CLEC, LLC – Interconnection Agreement – Discuss and act on the agreement. (7/1/08)
3. D2005.6.105 and D2008.1.6 – Qwest USF and Qwest AFOR dockets – Discuss and act on Advocacy Staff's requests to extend the expert witness contract, to amend the contract as necessary to reflect expert witnesses' participation in Docket D2008.1.6 as it relates to the Qwest USF issues, and authorizing allocation of additional consultant funds to pay for the expert witness services. (7/1/08)
4. N2008.5.51 – Avista Corporation – Motion of Avista Corporation for a Protective Order Related to Schedule 16 of its 2007 Annual Report – Discuss and act on Avista's motion for a protective order. (7/1/08)
5. NARUC Amicus Brief – Discuss OMS joining NARUC's Amicus Brief to the US Court of Appeals for the District of Columbia supporting the CT DPUC's appeal regarding jurisdiction over resource adequacy. (7/1/08)
6. D2004.7.99, D2004.12.192, D2005.6.106, and D2006.1.2 – NorthWestern Energy and Montana-Dakota Utilities – Public Service Commission

- Investigation and Direction on Universal System Benefits – USB Legal Issues – Discuss USB legal briefs and review staff's recommendation. (7/1/08)
7. D2007.7.82 – NorthWestern Energy – Phase 1 (Revenue Requirements) – Discuss and act on draft final order. (7/1/08)
 8. 2009 Session Proposed Legislation – Review and approve. (7/1/08)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. CenturyTel N2008.6.67 (Scott)

On June 24, 2008, CenturyTel filed advice 08-04. The purpose of this filing is to introduce a new service called Prepaid Local Telephone Service (PLTS). CenturyTel requests an effective date of July 24, 2008.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. D2008.1.6 Commission Investigation of Qwest rates (AFOR) Jim

Qwest will seek issuance of a protective order governing disclosure of deployment of advanced services in non-Montana urban areas, identification of carriers subscribing to special and switched access and other service and

customer information sought in the most recent round of discovery in this proceeding.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2008.6.61 – Energy West Montana – Application to Make Interim Adjustments Final and to Reconcile the Gas Cost Tracking Mechanism by Increasing Rates for the Period 4/1/07 through 3/31/08

D2008.6.62 – NorthWestern Energy – 2008 Annual Avoided Cost Compliance Filing

D2008.6.63 – Qwest Corporation and Eltopia Communications, LLC – Application for Approval of Wireline Interconnection Agreement

D2008.6.64 – Qwest Corporation and XO Communications Services, Inc. – Application for Approval of Wireline Interconnection Agreement

D2008.6.65 – Black Hills Power – Application to Supersede Quarterly Fuel Rate Rider

D2008.6.66 – Energy West Montana – Application for Approval of the Reconciliation of the Uniform Systems Benefits Account and Continuation of the Existing Uniform Systems Benefit Charge of \$.00982 per CCF

N2008.6.67 – CenturyTel of Montana, Inc. d/b/a CenturyTel – Advice 08-04 – P.S.C. Mont. No. 12 New Service Called "Prepaid Local Telephone Service

D2008.6.68 – P.S.C. Complaint against Basic Access Communication, Inc. – Regarding Unauthorized Charges on Customers' Telecommunications Bills